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SSM&P Docket No.: Y0R920010104US1

IBM Docket No.: 14270

DECLARATION AND POWER OF ATTORNEY FOR PATENT APPLICATION

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name;

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled: DIVOT REDUCTION IN SIMOX LAYERS

the specification of which (check one)

is attached hereto.

was filed on June 19, 2001 as United States Application Number 09/884,670

or PCT International Application Number

and was amended on _____ (if applicable)

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to the patentability of this application in accordance with Title 37, Code of Federal Regulations, Section 1.56.

I hereby claim foreign priority benefits under Title 35, United States Code, §119(a)-(d) or §365(b) of any foreign application(s) for patent or inventor's certificate, or §365(a) of any PCT International application which designated at least one country other than the United States, listed below and have also identified below, by checking the box, any foreign application for patent or inventor's certificate, or PCT International application, having a filing date before that of the application on which priority is claimed:

| Prior Foreign Application(s) | Priority Claimed | | | |
|------------------------------|------------------|------------------------|-----|----|
| (Number) | (Country) | (Day/Month/Year Filed) | Yes | No |
| (Number) | (Country) | (Day/Month/Year Filed) | Yes | No |
| (Number) | (Country) | (Day/Month/Year Filed) | Yes | No |

I hereby claim the benefit under 35 U.S.C. §119(e) of any United States provisional application(s) listed below.

(Application Number) (Filing Date)

(Application Number) (Filing Date)

I hereby claim the benefit under 35 U.S.C. §120 of any United States Application(s), or §365(c) of any PCT International application designating the United States, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States, or PCT International application in the manner provided by the first paragraph of 35 U.S.C. §112, I acknowledge the duty to disclose information material to the patentability of this application as defined in 37 CFR §1.56 which occurred between the filing date of the prior application and the national or PCT international filing date of this application:

| | | |
|--------------------------|---------------|---|
| (Application Serial No.) | (Filing Date) | (Status) (patented, pending, abandoned) |
| (Application Serial No.) | (Filing Date) | (Status) (patented, pending, abandoned) |

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that willful false statements may jeopardize the validity of the application or any patent issued thereon.

POWER OF ATTORNEY: As a named inventor I hereby appoint the following attorney(s) and/or agent(s) to prosecute this application and transact all business in the Patent and Trademark Office connected therewith (list name and registration number).

Manny W. Schecter (Reg. 31,722), Lauren C. Bruzzone (Reg. No. 35,802), Christopher A. Hughes (Reg. 26,914), Edward A. Pennington (Reg. 32,588), John E. Hoel (Reg. 26,279), Joseph C. Redmond, Jr. (Reg. 18,753), Douglas W. Cameron (Reg. No. 31,596), Stephen C. Kaufman (Reg. No. 29,551), Daniel P. Morris (Reg. No. 32,053), Louis J. Percello (Reg. No. 33,206), Robert M. Trepp (Reg. No. 25,933), Paul J. Otterstedt (Reg. No. 37,411) and Louis P. Herzberg (Reg. No. 41,500) and Marian Underweiser (Reg. No. 46,134), Marc A. Ehrlich (Reg. No. 39,966), Richard M. Ludwin (Reg. No. 33,020); Robert P. Tassinari, Jr. (Reg. No. 36,037), Gail H. Zarick (Reg. No. 43,303); Derek S. Jennings (Reg. No. 41,473).

DECLARATION AND POWER OF ATTORNEY FOR PATENT APPLICATION

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400 Garden City Plaza, Garden City, New York 11530

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Stephen R. Fox

Full name of sole or first inventor

Stephen R. Fox

Inventor's Signature

2/11/02

Date

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Citizenship

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Full name of second inventor

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Inventor's Signature

2/25/02

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Inventor's Signature

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Inventor's Signature

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Full name of sixth inventor

Maurice H. Noxcott
Inventor's Signature

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Post Office Address

Devendra K. Sadana

Full name of seventh inventor

Devendra K. Sadana
Inventor's Signature

2/6/02
Date

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Residence

United States of America

Citizenship

Same as Residence

Post Office Address



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40

PATENTS

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s): Stehen R. Fox, et al.

Docket: YOR920010104US1(14270)

Serial No: Unassigned

Filed:

For: DIVOT REDUCTION IN SIMOX LAYERS

Assistant Commissioner for Patents
United States Patent and Trademark Office
Washington, D.C. 20231

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ASSOCIATE POWER OF ATTORNEY AND
REQUEST FOR CHANGE OF MAILING ADDRESS

Sir:

Applicant(s), by (his/her/their) attorneys of record, hereby grant(s) an Associate Power of Attorney to:

FRANK S. DIGIGLIO, Reg. 31,346; RICHARD L. CATANIA, Reg. No. 32,608; KENNETH L. KING, Reg. No. 24,223; LEOPOLD PRESSER, Reg. No. 19,827; JOHN S. SENSNY, Reg. No. 28,757; EDWARD W. GROLZ, Reg. No. 33,705; and STEVEN FISCHMAN, Reg. No. 34,594.

with full power of substitution to prosecute this application and transact all business in the United States Patent and Trademark Office in connection therewith.

Applicant(s) further request(s) that all future correspondence in connection with this application be directed and addressed to:

STEVEN FISCHMAN, ESQ.
SCULLY, SCOTT, MURPHY AND PRESSER
400 Garden City Plaza
Garden City, New York 11530
Direct all telephone calls to: (516) 742-4343.

Respectfully submitted:

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LSS:gc



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Practitioner's Docket No. YOR9-01-0104US1

Patent

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Stephen R. Fox et al.

Serial No.: 09/884,670

Group No.: 2811

Filed: June 19, 2001

Examiner: Unassigned

Assistant Commissioner for Patents
Washington, D.C. 20231

**ASSENT OF ASSIGNEE TO CORRECTION
AND ADDITION OF INVENTORS**

**International Business Machines Corporation
New Orchard Road
Armonk, New York 10504**

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Assignment:

Recorded on June 19, 2001

Reel: 011926

Frame: 0351

Assignee hereby assents to the correction of inventorship filed herewith.

ASSIGNEE STATEMENT

A "STATEMENT UNDER 37 C.F.R. 3.73(b)" is attached.



Jeffrey L. Forman
Program Manager, Patent Office Liaison

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LETTER OF AUTHORITY

I, Gerald Rosenthal, Vice President, Intellectual Property and Licensing of International Business Machines Corporation (IBM), a New York corporation, do hereby delegate the authority to approve and execute documents on behalf of IBM relating to proceedings in the Patent, Trademark Registration or Copyright Offices servicing any country or region of the world, or to related appeal proceedings, including, but not limited to: petitions; powers of Attorney; authorizations; verification; nominations of representatives; declarations; documents relating to maintenance and defense of the resulting industrial property rights; assignments of rights to apply for and acquire patents and trademark registrations; and evidence of such assignments; request for the registration of patents as available for licensing; reports of inventions and petitions for waiver of patent rights to any department or agency of the United States Government; and, assignments, licenses and other instruments confirmatory of Government rights in patents and inventions, to Jeffrey L. Forman, Program Manager, Patent Office Liaison.

Date:

Apr. 4, 2002



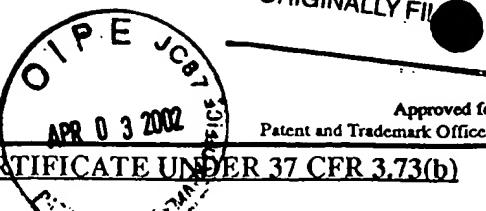
Gerald Rosenthal
Vice President, Intellectual Property & Licensing
International Business Machines Corporation

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CERTIFICATE UNDER 37 CFR 3.73(b)

Applicant: Stephen R. Fox et al.Application No.: 09/884,670 Filed: June 19, 2001Entitled: Divot Reduction in Simox Layers

International Business Machines
Corporation, a corporation of New York

(Name of Assignee)

(Type of Assignee, e.g., corporation, partnership, university, government agency, etc.)

certifies that it is the assignee of the entire right, title and interest in the patent application identified above by virtue of either:

A. An assignment from the inventor(s) of the patent application identified above. The assignment was recorded in the Patent and Trademark Office at Reel 011926, Frame 0351, or for which a copy thereof is attached.

OR

B. A chain of title from the inventor(s), of the patent application identified above, to the current assignee as shown below:

1. From: _____ To: _____
 The document was recorded in the Patent and Trademark Office at
 Reel _____, Frame _____, or for which a copy thereof is attached.
2. From: _____ To: _____
 The document was recorded in the Patent and Trademark Office at
 Reel _____, Frame _____, or for which a copy thereof is attached.
3. From: _____ To: _____
 The document was recorded in the Patent and Trademark Office at
 Reel _____, Frame _____, or for which a copy thereof is attached.

 Additional documents in the chain of title are listed on a supplemental sheet. Copies of assignments or other documents in the chain of title are attached.

The undersigned has reviewed all the documents in the chain of title of the patent application identified above and, to the best of undersigned's knowledge and belief, title is in the assignee identified above.

The undersigned (whose title is supplied below) is empowered to sign this certificate on behalf of the assignee.

I hereby declare that all statements made herein of my own knowledge are true, and that all statements made on information and belief are believed to be true; and further, that these statements are made with the knowledge that willful false statements, and the like so made, are punishable by fine or imprisonment, or both, under Section 1001, Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

February 21, 2002

Date

Jeffrey J. Forman
 Signature

Typed or printed name

Program Manager, Patent Office Liaison

Title

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